

1
2
3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**
5

6 Kevin Morris and Glenn R Semow, on) **CASE NO. CV 07 02827 WHA**
7 behalf of themselves and all)
8 others similarly situated,)
9 Plaintiff,)
10)
11 V.)
12)
13 BMW of North America, LLC and)
14 Bridgestone Firestone North)
15 American, LLC)
16 Defendant.)
17)
18)

19 **I. ADR PROCESS**

20 The parties hereby stipulate to participate in the ADR process checked below (*select one court-connected or private process*).

21 **Court-connected ADR processes:**

- 22 Arbitration
23 Non-binding
24 Binding
25 Early Neutral Evaluation (ENE)
26 Early Settlement Conference with a Magistrate Judge
27 Mediation

28 **Private ADR process:**

29 Type of Process: private mediation

30 Name, address and phone number of private provider:

31 JAMS
32 2 Embarcadero
33 San Francisco, CA

1 **II. TIMING FOR ADR PROCESS**

2 **Cases in ENE or Mediation (or similar private process):**

3 The parties shall conduct the ADR session by see note below (no later than
4 90 days after the date set for the first Case Management Conference unless otherwise
ordered under General Order 36, § VII.D.)

5 **Cases in Arbitration (court-connected or private):**

6 The parties shall conduct the Arbitration by _____ (no later than 135 days
7 after the date set for the first Case Management Conference unless otherwise ordered --
the clerk will send the parties a list of arbitrators for ranking within 10 days after the
Case Management Conference.)

9 **III. OTHER STIPULATIONS** (e.g. regarding additional disclosures and/or discovery
before the ADR session, issues to be addressed in ADR session, etc.)

10 The parties propose that mediation be conducted after the parties have
11 completed briefing on the class certification motion. The parties estimate
12 this would put the date for mediation in mid-June 2008. However, the
parties agree to confer about an earlier date once each side believes
13 sufficient discovery has been completed to allow for a meaningful
mediation.

17 Dated: August 16, 2007

Dated: August 16, 2007

20 Plaintiff

21 Mark F. Anderson, Atty for Pls

Defendant

Jon P. Kardassakis, Atty for BMW

23 IT IS SO ORDERED.

25 Dated:

United States District Judge